

EOD

11/22/2019

29 / 27

Fill in this information to identify you case:

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS**

Debtor 1 Welton Douglas, III
First Name Middle Name Last Name

Debtor 2 Rosalind Douglas
(filing spouse) First Name Middle Name Last Name

Case Number: 19-41285

TXEB Local Form 3015-b

ORDER CONFIRMING CHAPTER 13 PLAN

Adopted: Dec 2017

Upon completion of a hearing upon proper notice to consider the confirmation of the Chapter 13 Plan proposed by the Debtor¹ (the "Plan"), wherein the Court has determined that all of the requisite requirements for confirmation pursuant to § 1325² have been fulfilled by the Debtor, and that all objections to plan confirmation have been overruled or resolved by agreement, the Court finds that just cause exists for the entry of the following order.

IT IS THEREFORE ORDERED:

1. The Debtor's Plan filed on 8 / 28 / 2019 [dkt # 27], as amended by this Order, is **CONFIRMED**.

2. The Debtor shall pay:

☐ **Constant Payments:** _____ per month for _____ months.

☒ **Variable Payments:** for 60 months pursuant to the schedule set forth in **Exhibit A** to this Order,

together with those portions of any tax refunds required to be tendered under § 2.4 of the Plan, to:

Carey D. Ebert, Chapter 13 Trustee
P.O. Box 628
Tyler, TX 75710

beginning June 8, 2019 and continuing until all of the allowed claims provided for by the Plan have been paid in accordance with the provisions of the Plan, this Order, or any subsequent order of the Court.

3. Excepting adequate protection payments authorized to be paid by LBR 3015(c), and only to the extent funds are available, the Trustee shall make disbursements on a monthly basis to the holders of allowed claims as set forth in the terms of the Plan and as modified by this Order; provided, however, that the Trustee shall not be required to pay any dividend to any claimant in an amount less than \$15.00 and any dividends deferred under this provision shall be paid when the accumulation of payments due to such claimant shall exceed the sum of \$15.00. Upon the filing of any plan modification motion, however, the Trustee is authorized to suspend disbursements to the holders of allowed claims pending the resolution of that motion in order to determine the effect of the modification upon future disbursements.

4. Pursuant to LBR 3015(f)(1), the Plan is amended through this Order **without the necessity of further disclosure to creditors** in the following manner:

¹ The use of the singular term "Debtor" in this Order includes both debtors when the case has been initiated by the filing of a joint petition by spouses.

² All statutory references contained in this Order refer to the Bankruptcy Code, located in Title 11, United States Code.

Debtor Welton Douglas, III
Rosalind Douglas

Case number 19-41285

☒ **Other Changes That Do Not Require Further Notice to Creditors.** ³ The Plan is **MODIFIED** in the following manner:

A. Regarding paragraph 4.3 of the plan, this case is designated as a business case involving a debtor engaged in business, as described in Local Rule 2016(h)

B. Regarding section 5.3 of the plan, the value of nonexempt assets is \$4,676.06

Signed on 11/22/2019

Brenda T. Rhoades SR
HONORABLE BRENDA T. RHOADES,
UNITED STATES BANKRUPTCY JUDGE

APPROVED AS TO FORM AND SUBSTANCE:

X /s/ Carey D. Ebert
Carey D. Ebert, Chapter 13 Trustee

Date _____

X /s/ Greg R Arnove
Attorney for Debtor

Date November 12, 2019

³ The inclusion of any plan amendment that requires notification under §§ 1.1 - 1.4 of the Chapter 13 Plan may not be accomplished through this confirmation order.

Debtor **Welton Douglas, III**
Rosalind Douglas

Case number **19-41285**

Exhibit A

The debtor will pay **\$100.00** for first **7** month(s),
\$175.00 each month for next **53** month(s)